

COMMONWEALTH OF MASSACHUSETTS

THIS IS NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE
BOARD OF REGISTRATION IN NURSING

Wednesday March 14, 2012
9 a.m. to 4 p.m.

239 Causeway Street ~ 4th Floor ~ Room 417A
Boston, Massachusetts 02114

Agenda
3/7/2012 12:06 PM

Time	Item #	Item	Exhibits	Staff Contact
9:00 a.m.	I.	Call to Order		
	II.	Approval of Agenda	Agenda	
	III.	Adjudicatory Session	Closed Session	
	IV.	G.L. c. 112, § 65C Session	Closed Session	
10:15 a.m.	V.	Approval of Minutes A. February 8, 2012 Regularly Scheduled Meeting B. February 8, 2012 Adjudicatory Session C. February 8, 2012 65C Session	Minutes Minutes Minutes	

Item #	Item	Exhibits	Staff Contact
VI.	Reports A. Chairperson and Board Members' Reports B. Executive Director's Report C. Staff Report 1. Deputy Executive Director 2. Policy and Research 3. Practice 4. Education 5. Complaint Resolution 6. SARP	none report none report report report report report	RH - CS LT JMP AF/HC VI/DM
VII.	Consensus Agenda A. NCSDN Update B. Coalition for the Prevention of Medical Errors Update	Memo February 2012 Report January 2012 Minutes	LT LT
VIII.	Requests for License Reinstatement A. M. Gresham-Hackett, LN28529; LN-97-060	Request memo	TW/VB
10:30 a.m.	A. Resolution of Pending Board Complaints 1. R. Newbery, LN55502, NUR-2012-0027 2. M. Cochran, RN284098, NUR-2011-0245 3. M. Kamau, LN68921, NUR-2011-0246 4. J. Ahearn, RN2261232, NUR-2011-0097 5. M. Reed Adekinle, RN263048, NUR-2012-0002 6. J. Wescott-Keenan, RN236920, NUR-2011-0007 7. E. Kelleher, RN264033, NUR-2011-0291 8. D. Stone, RN/NP201352, NUR-2011-0189 9. D. Dematteo, LN55502, NUR-2012-0015	Investigative Report (IR) IR IR IR IR IR IR IR	MFS/ASF MFS/ASF MFS/ASF MFS/HC MFS/HC LMM/HC LMM/ASF IH/ASF IH/HC

Item #	Item	Exhibits	Staff Contact
IX.	B. Resolution of Pending Board Staff Assignments 1. C. Bluestein, RN129494, SA-INV-2099 2. L. Maki, RN181207/LN47908, SA-INV-1494	IR IR	MFS/HC IH/HC
	Lunch 12:30 p.m. to 1:15 pm		
1:15 p.m.	X. Practice A. Deep Sedation	Memo	LT
XI.	Education A. 244 CMR 6.08 (1)(a) & (f) Review, Quincy College, RN Program B. 244 CMR 6.07(1), Request for Approval: Becker College, Proposed Baccalaureate Degree Program C. 244 CMR 6.05(2), Baccalaureate Degree Nursing Program, Westfield State University	Memo Compliance Report Memo	JMP CS JMP
XII.	Revision to Board Regulations 244 CMR 6.00 Approval of Nursing Education Programs Task Force Report and Recommendations	Memo, Report, PowerPoint Presentation	JMP
2:00 p.m.	XIII. 244 CMR 3.05 Delegation and Supervision Review of Stakeholders' Comments related to the February 2012 Board Approved Collaborative Task Force Findings and Recommendations	Memo, Stakeholders Comments	LT
XIV.	Announcements/Other		
4:00 p.m.	XV. Adjournment		

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION IN NURSING**
239 Causeway Street, Room 417A
Boston, MA 02114

Minutes of the Regularly Scheduled Board Meeting
Wednesday, March 14, 2012

Board Members Present

S. Kelly, RN/NP, Chair
K. Gehly, RN/NP, Vice Chair
M. Beal, RN/NM
J. Killion, LPN
E. Richard Rothmund, Public Member
J. Roy, RN (In at 9:09 a.m.)
C. Tebaldi, RN/NP
C. Weekes-Cabey, RN

Board Staff Present

R. Harb, RN, Executive Director
V. Berg, JD, Board Counsel
H. Cambra, RN, JD, Complaint Resolution Coordinator
A. Fein, RN, JD, Complaint Resolution Coordinator
V. Iyawe, RN, SARP Coordinator
D. McLellan, RN, SARP Coordinator
J. Pelletier, RN, Nursing Education Coordinator
C. Robertson, RN, Deputy Executive Director
M. Strachan, JD, Board Counsel
L. Talarico, RN/NP, Nursing Practice
T. Westgate, Paralegal

Board Members Not Present

C. Lundeen, RN
A. Peckham, RN
C. Simonian, PharmD, RPh

Board Staff Not Present

C. Silveira, RN, Assistant Director for Policy
and Research
B. Mackey, RN, Nursing Education
Coordinator

Guests

See attached list.

TOPIC:

Call to Order

DISCUSSION:

A quorum of the Board was present.

ACTION:

At 9:04 a.m., S. Kelly, Chairperson, called the March 14, 2012, Regularly Scheduled Board Meeting to order.

TOPIC:

Approval of the Agenda

DISCUSSION:

H. Cambra requested item IX.9 Dematteo be deferred

ACTION:

Motion by E.R. Rothmund, seconded by J. Killion, and unanimously passed to approve the agenda as revised.

TOPIC:

Adjudicatory Session

DISCUSSION:

None

ACTION:

Motion by C. Weekes-Cabey, seconded by J. Killion, and unanimously passed by roll call vote to go into Adjudicatory Session at 9:06 a.m. to discuss decisions in pending adjudicatory matters.

Adjudicatory Session 9:06 a.m. to 9:26 a.m.

TOPIC:

G.L. c. 112, s. 65C Session

DISCUSSION:

None

ACTION:

Motion by K. Gehly, seconded by J. Killion, and unanimously passed by roll call vote to go into G.L. c. 112, s. 65C Session at 9:27 a.m. to discuss negotiated settlements of complaints.

G.L. c. 112, s. 65C Session 9:27 a.m. to 10:02 a.m.

RECESS 10:02 a.m. to 10:13 a.m.

TOPIC:

Approval of Minutes:

1. Approval of the Minutes of the February 8, 2012, Regularly Scheduled Board Meeting
2. Approval of the Minutes of the February 8, 2012, Adjudicatory Session
3. Approval of the Minutes of the February 8, 2012, 65C Session

DISCUSSION:

None

ACTION:

Motion by E.R. Rothmund, seconded by K. Gehly, and unanimously passed to accept the Minutes of the February 8, 2012, Regularly Scheduled Board Meeting.

Motion by E.R. Rothmund, seconded by J. Killion, and unanimously passed to accept the Minutes of the February 8, 2012, Adjudicatory Session.

Motion by E.R. Rothmund, seconded by M. Beal, and unanimously passed to accept the Minutes of the February 8, 2012, 65C Session.

TOPIC:

Reports

A. Chairperson and Board Members' Reports

B. Executive Director's Report

C. Staff Reports

1. Deputy Executive Director
2. Associate Director for Policy and Research
3. Practice
4. Education
5. Complaint Resolution
6. SARP
7. Probation Monitor

DISCUSSION:

A. Chairperson and Board Members Reports: none

B. Executive Director's Report: Board members reviewed R. Harb's previously distributed report.

C. Staff Reports:

1. Board members reviewed C. Silveira's previously distributed report
2. Board members reviewed L. Talarico's previously distributed report.

Ms. Talarico referenced the meeting listed in her report, held 2/14/12, between Board staff and nurse midwife representatives. The nurse midwives state the legislative intent of the new law includes removal of physician supervision through guidelines for nurse midwife prescriptive practice. The law also stipulates that the nurse midwife is authorized to order and interpret tests. During the meeting, the following issues were raised:

- The Mass Radiologist Society has issued statements stating their concern that the statute grants authority to nurse midwives to interpret tests. They contend that no APRN has ever been authorized by law to interpret medical tests and that this has long been consider the practice of medicine. Their narrow interpretation of "interpret" is related to the final read of diagnostics typically done by a physician specialist. To impose such a limit or regulatory definition of the phrase "interpret tests" may be construed to limit APRN practice or to disallow APRN to interpret diagnostics for the immediate care of their patients. This could lead to unsafe practice, in particular when APRN interpret real time diagnostic studies.
- Changes to the regulations that correspond with 94C may require updating as they relate to the current language that describes APRN guideline development.
- The statute allows for a "clinical relationship" between the nurse midwife and an obstetrician/gynecologist. This phrase lacks definition at this time.
- The statute does not update MGL C. 112, s. 80B, which requires BORIM concurrence with the Board's regulatory revisions as they relate to prescriptive practice.

- Board counsel is putting the final touches on a legal brief that discusses many of the issues.
 - The process has halted the progress of 244 CMR 10.00 promulgation. Ms. Pontikas was recognized by the Board and stated that the regulations would be obsolete if they did not address the new statute and that these issues were not insurmountable and would be addressed quickly.
3. Board members reviewed J. Pelletier's previously distributed report.
- J. Pelletier informed members that during the past year, the Board received a request for NCLEX results of licensure applicants on an individual – as opposed to aggregate – basis from another state agency. This request occasioned a review of the public record status of these results, which in turn caused us to reconsider the Board's practice of sending each approved nursing school program a report of such results on a quarterly and annual basis. It has been determined that the Board cannot disclose failing NCLEX results without statutory authority or the exam candidates' authorization. Failing NCLEX results are exempt from public record and may not be disclosed under the Fair Information Practices Act ("FIPA"). FIPA prohibits the Board, from allowing "any other agency or individual not employed by the [Board]" access to "personal data" unless such access is authorized either by statute or regulations or by the data subject. Personal data includes any information that can be readily associated with a particular individual, unless the information is contained in a public record. The failing scores for individual applicants are not contained in a public record. Rather, it is exempt from public records under Mass. Gen. Laws, Ch. 4, §7(26)(c), on the grounds that constitutes an unwarranted invasion of privacy. Generally speaking, the privacy exemption applies to information of a highly personal nature where the individual's privacy interest outweighs any public interest in disclosure. The Board will send aggregate results to the Schools of Nursing, but not individual results.
4. Board Members reviewed A. Fein's and H. Cambra's previously distributed memo
5. Board members reviewed V. Iyawe's and D. McLellan's previously distributed report

ACTION:

- A. So noted.
- B. So noted.
- C. So noted.

TOPIC:

Consensus Agenda

- A. NCSBN Update
- B. Coalition for the Prevention of Medical Errors Update

DISCUSSION:

- A. Board members reviewed L. Talarico's previously distributed report
- B. Board members were provided the latest report and minutes from the Coalition for the Prevention of Medical Errors.

ACTION:

- A. Accepted by consensus
- B. Accepted by consensus

TOPIC:

Requests for License Reinstatement

M. Gresham-Hackett, LN28529; LN-97-060

DISCUSSION:

Board members reviewed T. Westgate's previously distributed memos which identified the Licensee's previous conduct, admissions, Board action and licensee's compliance with reinstatement terms

ACTION:

Motion by C. Weekes-Cabey, seconded by K. Gehly, and unanimously voted to reinstate the Licensee's license on the condition that she enters into a standard consent agreement for Probation for one (1) year and properly renews her nursing license.

TOPIC:

Resolution of Pending Board Complaints and Staff Assignments

A. Pending Board Complaints

1. R. Newbery, LN55502, NUR-2012-0027
2. M. Cochran, RN284098, NUR-2011-0245
3. M. Kamau, LN68921, NUR-2011-0246
4. J. Ahearn, RN2261232, NUR-2011-0097
5. M. Reed Adekinle, RN263048, NUR-2012-0002
6. J. Wescott-Keenan, RN236920, NUR-2011-0007
7. E. Kelleher, RN264033, NUR-2011-0291
8. D. Stone, RN/NP201352, NUR-2011-0189
9. D. Dematteo, LN55502, NUR-2012-0015

B. Pending Board Staff Assignments

1. C. Bluestein, RN129494, SA-INV-2099
2. L. Maki, RN181207/LN47908, SA-INV-1494

DISCUSSION:

Compliance Officers and the Complaint Resolution Coordinators presented their previously distributed Investigative Reports for Board Review and Action together with relevant clarifications, supplemental information and revised Complaint Resolution Coordinators' recommendations as necessary, if any.

ACTION:

A. Pending Board Complaints

1. R. Newbery, LN55502, NUR-2012-0027 – Motion by J. Roy, seconded by E.R. Rothmund and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered or a STANDARD CONSENT AGREEMENT FOR SUSPENSION of his LPN license for an indefinite period with reinstatement requirements that also include a standard mental health evaluation, the standard criminal activity related requirements and documentation of his successful completion of six (6) contact hours in Critical Thinking and Clinical Judgment in Nursing, three (3) contact hours on Legal and Ethical Aspects of Nursing, six (6) contact hours on Care of the Geriatric Patient and three (3) contact hours on Effective Communication in Nursing.
2. M. Cochran, RN284098, NUR-2011-0245 – Motion by C. Weekes-Cabey, and seconded by J. Roy and voted to DISMISS the complaint without prejudice with a *NON-DISCIPLINARY CAUTION* that all licensed nurses must adhere to accepted standards of nursing practice regarding appropriate communication and documentation of all interventions that a nurse personally performs including identification of the patient's corresponding clinical status.

3. M. Kamau, LN68921, NUR-2011-0246 – Motion by E.R. Rothmund , seconded by C. Weekes-Cabey and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT for a *NON-DISCIPLINARY* STAYED PROBATION of her LPN for a six (6) months that incorporates the Board's standard probation agreement requirements regarding practice setting restrictions, supervisor verification, supervision and performance evaluations, active practice and continuing education related conditions, as well as documentation of her successful completion of the 5.4 contact hour NCSBN course on Documentation, three (3) contact hours Effective Nurse-Physician Communication, and a passing grade or three (3) contact hours on Genitourinary (GU) Assessment.
4. J. Ahearn, RN2261232, NUR-2011-0097- Motion by E.R. Rothmund and seconded by J. Killion and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered SARP if determined eligible or a STANDARD CONSENT AGREEMENT FOR SURRENDER of her RN nursing license for indefinite period with reinstatement requirements that also include the standard either/or substance abuse related requirements, completion of a standard mental health evaluation (that may be incorporated in the addictionologist evaluation if the Licensee obtains this alternative), criminal activity related requirements, and successful completion of three (3) contact hours on Legal and Ethical Aspects of Nursing and three (3) contact hours in Critical Thinking and Judgment in Nursing.
5. M. Reed Adekinle, RN263048, NUR-2012-0002- Motion by K. Gehly, seconded by E.R. Rothmund and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT FOR SUSPENSION of her RN nursing license for an indefinite period with reinstatement conditions to also include the successful completion of six (6) contact hours on Medication Administration and Documentation in Nursing, three (3) contact hours on Critical Thinking and Judgment in Nursing, and submission of the requisite contact hours for the last two (2) renewal cycles. The suspension period to be followed by a STANDARD POST-SUSPENSION PROBATION for one (1) year. Also, report the Licensee to the Department of Public Health, Health Care Quality.
6. J. Wescott-Keenan, RN236920, NUR-2011-0007- Motion by K. Gehly, seconded by J. Killion and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered SARP if determined eligible or a STANDARD CONSENT AGREEMENT FOR SURRENDER of her RN license for an indefinite period with reinstatement requirements that also include the standard either/or substance abuse related requirements, successful completion of the six (6) contact hours on Medication Administration and Documentation in Nursing, three (3) contact hours in Maintaining the Security of Controlled Substances, three (3) contact hours in Acute Pain Management, and three (3) contact hours in NCSBN's Learning Extension Course titled Documentation: A Critical Aspect of Client Care.
7. E. Kelleher, RN264033, NUR-2011-0291 – Motion by C. Tebaldi, seconded by C. Weekes-Cabey and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT FOR PROBATION of her RN license for six (6) months that also requires within thirty (30) days of the effective date an *updated* evaluation of the Licensee's performance since December 2010 that includes

information about any incidents or counseling, and documentation of her successful completion of three (3) contact hours in Care of the Patient Experiencing a Psychiatric Emergency, the 5.4 contact hour NCSBN course on Documentation, three (3) contact hours on Critical Thinking and Judgment in Nursing and three (3) contact hours on Effective Therapeutic Communication Skills in Nursing.

8. D. Stone, RN/NP201352, NUR-2011-0189- Motion by C. Weekes-Cabey, and seconded by J. Killion and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT FOR SUSPENSION of her RN license *and* Board authorization to practice as a NP for an indefinite period with reinstatement requirements that also include: (a) a standard mental health evaluation; (b) documentation of her successful completion of three (3) contact hours on Advanced Pharmacotherapy of Children, six (6) contact hours on Legal and Ethical Aspects of Nursing, six (6) contact hours on Therapeutic Communication in Nursing, six (6) hours in Critical Thinking and Judgment in Nursing, and six (6) contact hours on Conflict Resolution; (c) documentation acceptable to the Board that the Licensee has acquired the knowledge, skills and abilities to engage in advanced nursing practice treating children substantiated by documented competency as required by Board regulations; (d) her signed and dated advanced practice guidelines that were in effect and governed her practice at the Center for Human Development (CHD) in Springfield, MA during November 2009-July 2010; (e) documentation acceptable to the Board of her current certification by a nationally recognized accrediting body approved by the Board for nurse practitioners; (f) an Affidavit from the Licensee attesting to her review and understanding of the legal requirements regarding authorization to prescribe and administer antipsychotic medications, including identification of the applicable laws and regulations, and procedures required to be followed; and (g) a STANDARD POST-SUSPENSION AGREEMENT FOR PROBATION of her RN license *and* Board authorization to practice as a NP for a minimum of one (1) year the also requires: (i) throughout the probation period, submission of any and all of her signed and dated practice guidelines acceptable to the Board immediately prior to commencing advanced practice as an NP at each separate practice setting, (ii) direct supervision and quarterly performance evaluations by her supervising physician, and (iii) periodic updated status evaluations from each of her treating medical and mental health providers as the Board determines appropriate.
9. D. Dematteo, LN55502, NUR-2012-0015 – DEFERRED

B. Resolution of Pending Board Staff Assignments

1. C. Bluestein, RN129494, SA-INV-2099- Motion by E.R. Rothmund, seconded by C. Weekes-Cabey and voted unanimously to close the Staff Assignment with no further action as a complaint is not warranted based upon the report of the practice breakdown by the Licensee is not substantiated.
2. L. Maki, RN181207/LN47908, SA-INV-1494- Motion by E.R. Rothmund seconded by J. Roy and voted unanimously to Close the Staff Assignment and open a formal complaint with a DISMISSAL of the complaint without prejudice with a *NON-DISCIPLINARY CAUTION* that all licensed nurses are expected to practice in accordance with the laws and regulations governing nursing practice, including but limited to, therapeutic communication and maintaining patient rights.

LUNCH RECESS 12:05 p.m. – 12:50 p.m.

TOPIC:

Practice

Response to inquiry re: Deep Sedation

DISCUSSION:

Ms. Talarico reviewed her previously distributed memo in which the Board was requested to clarify the meaning of "sole responsibility" in their statement issued 4/14/10 regarding nurse administration of medications intended for deep sedation. Specifically, the Board is asked to determine whether or not it is in the scope of nurse practice to administer such medication when the person assigned to monitor the patient assists other staff with ancillary tasks of short duration once the patient's level of sedation and analgesia and vital signs have stabilized, provided that adequate monitoring is maintained, such as when capnography is used. The monitor would have no other significant responsibilities that would compromise his/her ability to monitor the patient. Examples of ancillary tasks include reconnecting leads and programming a IV pump.

ACTION:

Motion by K. Gehly, seconded by C. Weekes-Cabey and voted unanimously to:

1. Clarify the Board's 4/14/10 finding that organizational policies governing the qualified registered nurse's administration of appropriately prescribed medications intended to produce deep sedation in the non-intubated patient must require the presence of a provider trained in anesthesia or expert in airway management whose sole responsibility is to manage the patient's airway by adding that such policies must include protocols which promote and manage the delivery of safe nursing care in accordance with accepted standards of nursing practice including those that assure uninterrupted monitoring of patient consciousness as well as the early detection of adverse signs of deep sedation; and
2. Reaffirm the Board's 4/14/10 findings that:
 - registered nurses who are duly trained and qualified may receive, accept, and transcribe orders from duly authorized prescribers for medications capable of producing deep sedation; and
 - it is within the scope of practice for a registered nurse to administer medications intended for deep sedation when ordered by a duly authorized prescriber for deep sedation in a patient who is already intubated.

TOPIC:

Education

- A. 244 CMR 6.08 (1)(a) & (f) Review, Quincy College, RN Program
- B. 244 CMR 6.07(1), Request for Approval: Becker College, Proposed Baccalaureate Degree Program
- C. 244 CMR 6.05(2), Baccalaureate Degree Nursing Program, Westfield State University

DISCUSSION:

A. Kimberly Crocker Crowther, Program Administrator, was present to answer questions. Members reviewed J. Pelletier's previously distributed memo with attachment summarizing all documents received under covers dated 2/3/12 and 2/27/12 as prepared by President Tsaffaras and Vice President Williams noting the Board directed a response to the action at the 12/14/11 meeting be provided by the Program Administrator.

B. Linda Esper, Program Administrator, was present to answer questions. Members reviewed C. Silveira's previously distributed compliance report. Members noted Becker College currently operates a

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Board-approved Associate Degree Registered Nurse program as well as an RN to BSN program. The proposed generic BSN program will operate in addition to the existing programs. No currently enrolled students will be affected should this new curriculum be approved. The proposed curriculum will be 4 years in length with the sciences offered in the first two years. Nursing content begins in the second semester of Year 2, with the remainder of nursing courses in Years 3 & 4.

C. Members reviewed J. Pelletier's previously distributed memo. Members noted J. Pelletier conducted a site survey as directed by the Board at their meeting of May 12, 2010 at which time members voted to grant Initial Approval to WSU for the operation of a Baccalaureate Degree Registered Nurse Program.

ACTION:

A. Motion by E.R. Rothmund, seconded by K. Gehly, and unanimously voted pursuant to MGL c. 112, s. 77, and based on the information provided by President Tsaffaras in his 2/3/12 and Vice President Williams in her 2/27/29 response to the Board, find that the Quincy College Associate Degree Nursing Program has provided satisfactory evidence of compliance with the Board's regulations at 244 CMR 6.04 (1)(d), and 6.04 (3)(b).

B. Motion by E.R. Rothmund, seconded by K. Gehly, and unanimously voted to find that the pre-licensure Baccalaureate Degree Nursing Program proposed by Becker College is in compliance with 244 CMR 6.04(1)(a), 6.04(4)(a) and 6.04(4)(b)1-5; and approve the pre-licensure Baccalaureate Degree Nursing Program proposed by Becker College for implementation in September 2012.

C. Motion by C. Weekes-Cabey, seconded by M. J. Roy, and unanimously voted to: Find Westfield State University has demonstrated compliance with 244 CMR 6.05 (c) and (d); Affirm the Boards May 12, 2010 requirement for the incremental submission of detailed nursing course syllabi at the minimum of one (1) semester prior to implementation to be accompanied by: an updated comparative analysis of the nursing curriculum and the NCLEX-RN Detailed Test Plan as the nursing courses are developed [ref: 244 CMR 6.04 (4)(b)3]; and a table depicting the progression of the curricular threads through the Level and Course Objectives to Nursing Program Goals as courses are developed [ref: 244 CMR 6.04 (4)(b)5] ; and Require a report addressing the status of the plan to hire of 7 full-time faculty as described in the Initial Approval Application approved by the Board, due May 25, 2012 [ref: 244 CMR 6.05(a)].

TOPIC:

Revision to Board Regulations

244 CMR 6.00 Approval of Nursing Education Programs Task Force Report and Recommendations

DISCUSSION:

Members reviewed J. Pelletier previously distributed memo, Report on the findings and recommendations of the 244 CMR 6.00 Collaborative Task Force (CTF), and the regulations at 244 CMR 6.01-6.11 with recommended revised language. J. Pelletier provided a PowerPoint presentation to summarize the activities and recommendations of the CTF. The CTF recommend that Board approved nursing program receive program by 2020, noting all RN programs are accredited, however 16 PN programs are not; new pre-licensure programs will be required to demonstrate that they are seeking accreditation to be granted Full approval status. Members noted that an advisory rulings addressing PN program clock hours will be developed as the CTF recommends this hours requirement not appear in the revised regulation. J. Roy confirmed that nursing program faculty will continue to develop outcomes. Members acknowledged the work of the CTF and expressed their appreciation.

ACTION:

Motion by K. Gehly, seconded by J. Killion, and unanimously voted to:

1. Accept in concept the 244 CMR 6.00 Collaborative Task Force (CTF) recommended actions at 244 CMR 6.00 which:
 - add several new definitions to enhance clarity;
 - establish approval eligibility criteria for PN programs granting an associate degree;
 - require program accreditation by a Board-recognized accrediting agency for nursing education as a pre-requisite to continued Full Approval status to promote more seamless articulation with programs higher on the education continuum; programs granted Full Approval status at the time this regulation takes effect but which do not hold such accreditation must apply for and receive program accreditation from a Board recognized accrediting agency by no later than 2020 in order to maintain Full Approval status;
 - eliminate the specified length and clock hour requirements for Practical Nurse programs to facilitate articulation;
 - require the submission of Prerequisite Approval status applications 18 months (rather than 12 months) prior to the proposed date of student admissions and add the requirement for submission of the Initial Approval status application 6 months prior to the proposed date for student admissions to provide opportunity for public comment prior to granting approval and insure time for faculty appointments orientation to the program, policies, etcetera;
 - codify instructor qualifications for the appointment of faculty teaching the laboratory or clinical component of a Registered Nurse program; and
 - establish new procedural guidelines for the establishment and continued operation of programs, site surveys and Board approval of specific nursing education.
2. Direct the dissemination of the CTF report and recommendations to the nursing education community and other stakeholders for review and informal comment; and
3. Review informal comments at the Board's June 13, 2012, meeting. At that time, finalize revisions in preparation for the formal comment process.

TOPIC:

DISCUSSION:

ACTION:

TOPIC: XIII

244 CMR 3.05 Delegation and Supervision: Review of Stakeholders' Comments related to the February 2012 Board Approved Collaborative Task Force Findings and Recommendations

DISCUSSION:

Members reviewed L. Talarico's previously distributed memo. Ms. Talarico clarified that she was in error when she noted in the 244 CMR 3.05 CTF Report presented to the Board at their February 9, 2012 meeting that the Massachusetts Nurse Association (MNA) was originally offered membership to the CTF, however, at least one of their staff contributed email and other discussion pursuant to the CTF activities.

DRAFT as of 4/11/2012 5:47 PM

In addition, Ms. Talarico clarified that the Board received regular updates related to CTF activities at their public meetings. Ms. Talarico apologized to the Board and the MNA for the error.

ACTION:

Motion by K. Gehly, seconded by E. Richard Rothmund, and unanimously voted to establish a subcommittee of the Board to: review and analyze stakeholder comments regarding the 244 CMR 3.05 CTF recommendations, accepted 2/8/12; seek additional clarification and input as necessary; and advise the Board on future steps.

TOPIC:

Announcements

DISCUSSION:

None

ACTION:

TOPIC:

Adjournment

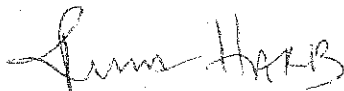
DISCUSSION:

None

ACTION:

Motion by K. Gehly, seconded by J. Killion, and passed unanimously to adjourn the meeting at 1:42 p.m.

Respectfully submitted by:



Rula Harb, MS, RN, Executive Director
Board of Registration in Nursing

Reviewed by: Mary Strachan, Board Counsel
Board of Registration in Nursing